

## Message Text

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46

ACTION AF-07

INFO OCT-01 EUR-12 ISO-00 L-02 H-01 EB-07 COME-00 SP-02

SCS-03 SCA-01 JUSE-00 TRSE-00 CIAE-00 INR-05 NSAE-00

RSC-01 PRS-01 /043 W

----- 124851

R 201335Z DEC 74

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC 588

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

C O N F I D E N T I A L NAIROBI 10613

LONDON FOR HAVERKAMP

PARIS FOR MELONE

E.O. 2/1652: GDS

TAGS: BDIS IHRS KE US

SUBJECTQ SAUL/MILLER CASE

REF: NAIROBI 10072

1. SUAL'S LAWYER HAS ADVISED EMBASSY THAT NEGOTIATIONS FOR AN EVENTUAL SETTLEMZNT OF SAUL'S RUBY NVNE CLAIMS BEGAN DECEMBER 17 WITH SUBMISSION TO KENYA MINES DEPARTMENT OF LETTER FROM SAUL'S LEGAL FIRM REQUESTING COMPENSATION AND GIVING VALUATION OF CLAIMS WHICH HAD BEEN PREPARED BY SAUL. LAYER SAID THERE IS NO CHANCE SAUL OR MILLER WILL BE ALLOWED BACK IN KENYA; THEREFORE JOINT VENTURE OUT OF QUESTION AND LAYWERS WILL FOCUS ON GETTING MUTUALLY ACCEPTAMLE CASH SETTLEMENT.

2. TODAY, AFTER DISCUSSION OHTER BUSINESS, ATTORNEY-GENERAL NJONJO TOLD ME HE HAD HAD A VERY DIFFICULT TIME PERSUADING PRESIDENT KENYATTA TO CANCEL CRITICOS' CLAIM TO SAUL'S MINE AND AUTHORIZE NEGOTIATIONS FOR A  
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SETTLEMENT WITH SAUL. HE REMARKED THAT INITIAL VALUATION

OF MINE SUBMITTED BY SAUL'S LAWYERS WAS "ASTRONOMICAL".  
WHEN I ASKED WHAT WOULD BE DONE IF SAUL AND GOK FAIL TO

AGREE ON SETTLEMENT DURING CURRENT NEGOTIATIONS, HE  
CONFIRMED THAT MINE WOULD THEN BE FORMALLY NATIONALIZED  
AND, IN ACCORDANCE WITH KENYA CONSTITUTION, AMOUNT OF  
SETTLEMENT WOULD BE DETERMINED BY HIGH COURT.  
MARQHALL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 20 DEC 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** CunninFX  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Review Action:** RELEASED, APPROVED  
**Review Authority:** CunninFX  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 MAY 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <06 MAY 2002 by boyleja>; APPROVED <28 MAR 2003 by CunninFX>  
**Review Markings:**

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EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SAUL/MILLER CASE  
**TAGS:** BDIS, KE, US, (SAUL), (MILLER)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005